

Commissioner for Patents United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

**DECISION ON PETITION** 

## 16 OCT 2006

J. Mitchell Jones Medlen & Carroll, LLP 101 Howard Street, Suite 350 San Francisco, CA 94105

In re Application of

EHLICH, et al.

Application No.: 10/594,177

PCT No.: PCT/EP04/07529

Int. Filing Date: 08 July 2004

Int. Filing Date: 08 July 2004

Priority Date: 08 July 2003 : UNDER 37 CFR 1.137(b)

Atty. Docket No.: KNAUTHE-13235

For: SECRETED PROTEINS AS MARKERS FOR

CELL DIFFERENTIATION

The petition to revive under 37 CFR 1.137(b) filed 25 September 2006 in the above-captioned application is hereby **GRANTED** as follows:

Applicant's statement that "the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional" and the prompt filing of the petition satisfies the requirement of 37 CFR 1.137(b)(3).

A review of the application file reveals that applicant has now provided payment of the full, U.S. Basic National Fee. Therefore, the request to revive the application abandoned under 35 U.S.C. 371(d) is granted as to the National stage in the United States of America.

This application is being forwarded to the United States Designated/Elected Office (US/DO/EO) for continued processing including the issuance of a Notification of Missing Requirements (Form PCT/DO/EO/905) indicating that an executed oath or declaration of the inventors is required.

Derek A. Putonen Attorney Advisor

Haft

Office of PCT Legal Administration

Tel: (571) 272-3294 Fax: (571) 273-0459